In the High Court of Punjab and Haryana at Chandigarh.

Civil Revision No.6178 of 2004.

Date of decision:16.1.2007.

Chuhar Singh and others.

...Petitioners.

Versus

Gurmeet Kaur and others.

...Respondents.

...

Present: Mr.Arun Palli Advocate for the petitioners.

Mr.M.L.Saggar Advocate for the respondents.

...

Judgment.

S. N. Aggarwal, J.

The petitioners are the defendants in the learned trial Court. They filed an application for additional evidence. It was contested by the respondents. It was dismissed by the learned trial Court vide impugned order dated 24.11.2004.

Hence, the present petition.

The submission of learned counsel for the petitioners was that the parties had compromised the matter during the pendency of civil suit filed by the respondents and the petitioners only want to prove a copy of compromise which was arrived at between the parties. Hence, it was prayed that the petitioners may be permitted to prove the said compromise which took place between the parties during the pendency of civil suit.

This submission has been considered. The alleged compromise deed sought to be proved by the petitioners is undated. Admittedly, it was arrived at before Chuhar Singh petitioner had stepped into the witness-box but he did not mention anything about the alleged compromise between the parties. The fact that Chuhar Singh petitioner did not state about the compromise clearly reveals that the petitioners have no right to prove the same. There is no illegality in the impugned order passed by the learned trial Court dated 24.11.2004.

There is no merit in the present petition and the same is dismissed.

January 16,2007 **(S. N. Aggarwal)**
Jaggi **Judge**